

House File 2262 - Introduced

HOUSE FILE 2262

BY HALL and KAUFMANN

A BILL FOR

1 An Act relating to approval requirements for condemnation of
2 certain property.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 6A.15 Property designated as native
2 prairie or a protected wetland or established as a forest or
3 fruit-tree reservation.

4 1. The following types of property shall not be condemned
5 by the state or a political subdivision of the state unless a
6 joint resolution authorizing commencement of the condemnation
7 proceedings is approved by a vote of at least two-thirds of
8 the members elected to each house of the general assembly and
9 signed by the governor:

10 a. Property designated as native prairie or as a protected
11 wetland by the department of natural resources pursuant
12 to section 456B.12 for which the owner has obtained a tax
13 exemption as provided in section 427.1, subsection 23.

14 b. Property established as a forest reservation or a
15 fruit-tree reservation pursuant to chapter 427C for which the
16 owner has obtained a tax exemption as provided in section
17 427C.1.

18 2. Property designated as native prairie or as a protected
19 wetland or established as a forest reservation or a fruit-tree
20 reservation which is subject to a property tax exemption as
21 provided in subsection 1 shall not be removed from eligibility
22 for tax-exempt status solely for the purpose of allowing
23 acquisition of the property by condemnation.

24 EXPLANATION

25 This bill requires that property designated as native
26 prairie or a protected wetland or property established as a
27 forest or a fruit-tree reservation for which the owner has
28 obtained a property tax exemption cannot be condemned by the
29 state or a political subdivision unless a joint resolution
30 authorizing condemnation proceedings is approved by a
31 two-thirds vote of each house of the general assembly and
32 signed by the governor. Such property cannot be removed from
33 eligibility for tax-exempt status solely for the purpose of
34 allowing acquisition of the property by condemnation.